

# Memorandum

MIAMI-DADE  
COUNTY

**Date:** October 14, 2011  
**To:** Distribution  
**From:** Earl Jones, Deputy Clerk  
**Subject:** Resolutions

---

Attached are resolution Z-11-11 and the list from the Board of County Commissioners meeting on October 6, 2011.

Any missing resolutions must be reported to this office (ext. 2129) no later than five (5) days from the date of this memo.

## Attachments

Distribution: Agenda Coordinator's Office - MDC - 11th Floor  
Clerk of the Board – Linda Cave, MDC -17th Floor ✓  
Property Appraiser – Eugenio Alonso/Angela Hall, MDC - 8th Floor

CLERK OF THE BOARD  
2011 OCT 14 PM 2:47  
CLERK, CIRCUIT & COUNTY CLERK  
MIAMI-DADE COUNTY, FLA.  
#1



**BOARD OF COUNTY COMMISSIONERS**

**Hearing Date: OCTOBER 6, 2011**

**I The Board took the following action on the items listed below**

11-10-CC-2	KIMCO AUTOFUND, LP	11-72	07-56-40
	Approved	Z-11-11	
	per staff's recommendation		

**II Items listed below have been withdrawn or deferred to a later date:**

11-3-CC-2	SANTA FE HACIENDAS, LLC & CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC	09-176	01-55-38
	Deferred To Date Certain (10/20/11)		

11-10-CC-1	THE DEPARTMENT OF PLANNING & ZONING	10-26	16-53-41
	Deferred To Date Certain (10/20/11)		

10-11-CZ12-3	DOWNTOWN DADELAND RETAIL, LLC.	10-44	02-55-40
	Deferred To Date Certain (10/20/11)		

Approved: \_\_\_\_\_ Mayor

Veto: \_\_\_\_\_

Override: \_\_\_\_\_

## RESOLUTION NO. Z-11-11

WHEREAS, **KIMCO AUTOFUND, LP** applied for the following:

DELETION of Declaration of Restrictive Covenants recorded in Official Record Book 10113 Pages 1077-1084.

The purpose of the above request is to allow the applicant to delete a previously approved site plan for a car agency.

SUBJECT PROPERTY: A portion of the SW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  and the SE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 7, Township 56 South, Range 40 East:

All the above being more particularly described as follows: Begin at the intersection of the N/ly right-of-way line of the South Florida Water Management District Canal C-1 (Black Creek Canal) and the east line of the said SW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 7; thence run the following courses and distance along said N/ly right-of-way line of Canal C-1: N88°23'39"W for 817.04' to a Point of curvature of a circular curve to the right; thence to the right along said curve, having for its elements a radius of 210' and a central angle of 39°42'54" for and arc distance of 145.56' to the Point of tangency; thence N48°40'45"W for 15.88' to its intersection with the SE/ly right-of-way line of U.S. Highway No. 1 (State Road No. 5 - South Dixie Highway); thence departing the said N/ly right-of-way line of Canal C-1 run N41°20'37"E along the said SE/ly right-of-way line of U.S. Highway No. 1 (State Road No. 5 - South Dixie Highway) for 479.56' to a point on the SW/ly right-of-way line of S.W. 211th street, said point being a Point of curvature of a circular curve to the right; thence run the following courses and distance along the said SW/ly right-of-way line of S.W. 211th Street: NE/ly, E/ly and SE/ly along said curve to the right, having for its elements a radius of 25' and a central angle of 79°52'29" for and arc distance of 34.85' to a Point of reverse curvature; thence to the left along said curve, having for its elements a radius of 1,200.92' and a central angle of 30°32'46" for an arc distance of 640.24' to a point on the aforesaid east line of the SW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 7; thence departing the said SW/ly right-of-way line of the S.W. 211th Street run S00°56'41"E along the said SW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 7 for 276.71' to the Point of beginning.

LOCATION: 21151 S. Dixie Hwy, Miami-Dade County, Florida, and

WHEREAS, a public hearing of the Board of County Commissioners was advertised and held, as required by the Zoning Procedure Ordinance, and all interested parties concerned in the matter were given an opportunity to be heard, and

WHEREAS, this Board has been advised that the subject application has been reviewed for compliance with concurrency requirements for levels of services and, at this stage of the request, the same was found to comply with the requirements, and

WHEREAS, upon due and proper consideration having been given to the matter, it is the opinion of this Board that the requested DELETION of Declaration of Restrictive Covenants recorded in Official Record Book 10113 Pages 1077–1084, and

WHEREAS, a motion to approve the application was offered by Commissioner Dennis C. Moss, seconded by Commissioner Sally A. Heyman, and upon a poll of the members present the vote was as follows:

Bruno A. Barreiro	aye	Barbara J. Jordan	aye
Lynda Bell	aye	Jean Monestime	aye
Esteban Bovo, Jr.	absent	Dennis C. Moss	aye
Jose "Pepe" Diaz	absent	Rebecca Sosa	absent
Audrey M. Edmonson	aye	Sen. Javier D. Souto	aye
Sally A. Heyman	aye	Xavier L. Suarez	aye
Joe A. Martinez	absent		

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners, Miami-Dade County, Florida, that the requested DELETION of Declaration of Restrictive Covenants recorded in Official Record Book 10113 Pages 1077–1084 be and the same are hereby approved.

BE IT FURTHER RESOLVED, notice is hereby given to the applicant that the request herein constitutes an initial development order and does not constitute a final development order and that one, or more, concurrency determinations will subsequently be required before development will be permitted.

The Director is hereby authorized to make the necessary changes and notations upon the maps and records of the Miami-Dade County Department of Permitting, Environment and Regulatory Affairs and to issue all permits in accordance with the terms and conditions of this resolution.

***THIS RESOLUTION HAS BEEN DULY PASSED AND ADOPTED*** this 6<sup>th</sup> day of October, 2011, and shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

No. 11-10-CC-2  
ej

HARVEY RUVIN, Clerk  
Board of County Commissioners  
Miami-Dade County, Florida

By CHRISTOPHER AGRIPPA  
Deputy Clerk

THIS RESOLUTION WAS TRANSMITTED TO THE CLERK OF THE BOARD OF COUNTY COMMISSIONERS ON THE 14<sup>TH</sup> DAY OF OTHER, 2011.



**STATE OF FLORIDA**

**COUNTY OF MIAMI-DADE**

I, Deputy Earl Jones, as Deputy Clerk for the Miami-Dade County Department of Planning and Zoning as designated by the Director of the Miami-Dade County Department of Planning and Zoning and Ex-Officio Secretary of the Board of County Commissioners of said County, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of Resolution No. Z-11-11 adopted by said Board of County Commissioners at its meeting held on the 6<sup>th</sup> day of October, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this the 14<sup>th</sup> day of October, 2011.



\_\_\_\_\_  
Earl Jones, Deputy Clerk (3230)  
Miami-Dade County Department of Permitting, Environment,  
and Regulatory Affairs

**SEAL**

